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Attorneys for Defendant  
 WINCO FOODS, LLC

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

MANDI HOVATER, individually and on behalf  
 of all similarly situated current and former  
 employees of WINCO FOODS, LLC, and  
 WINCO FOODS, INC.,  
 Plaintiffs,  
 v.  
 WINCO FOODS, LLC, WINCO FOODS, INC.  
 and DOES 1 through 10, inclusive,  
 Defendants.

Case No. 3:11-cv-00557-CRB

**STIPULATION TO REMAND CASE TO  
 STATE COURT**

Judge: Hon. Charles R. Breyer

Date:  
 Time:

Complaint filed: February 18, 2010  
 Trial Date: None Set

**ORDER TO REMAND**

**STIPULATION**

**WHEREAS** this case was originally filed in the Superior Court of California County of  
 Sacramento and removed by defendants pursuant to federal question jurisdiction under 28 U.C.S.  
 §§ 1331 and 1441;

**WHEREAS** the parties have stipulated to the dismissal of the class allegations without  
 prejudice and on May 26, 2011, this Court dismissed without prejudice all class allegations in the

1 First Amended Complaint;

2       **WHEREAS** since the dismissal of the class allegations, the only remaining claims are  
3 Plaintiff's individual state law claims against Defendants, based on solely on alleged violations  
4 of California law. As such, the parties find it appropriate to remand this case to State Court.

5       **THEREFORE, IT IS HEREBY STIPULATED** by and between Plaintiff and  
6 Defendants, through their attorneys of record that this case be remanded to the Superior Court of  
7 California County of Sacramento.

8  
9  
10 DATED: July 5, 2011

SEYFARTH SHAW LLP

11  
12 By /s/ Alfred L. Sanderson, Jr.  
13 Alfred L. Sanderson, Jr.  
14 Brandon R. McKelvey  
Jason D. Glenn  
Attorneys for Defendant  
WINCO FOODS, LLC

15 DATED: July 5, 2011

GRACE HOLLIS LLP

16  
17 By /s/ Marta Manus  
18 Graham S.P. Hollis  
19 Marta Manus  
20 Attorneys for Plaintiff  
21 MANDI HOVATER  
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**ORDER**

Pursuant to the parties' stipulation, it is hereby ORDERED that the case is remanded to the Superior Court of California, County of Sacramento.

IT IS SO ORDERED.

DATED: July 5, 2011

